

*Payne* Case 08-35653-KRH Doc 7031 Filed 03/30/10 Entered 03/30/10 11:19:32 Desc Main E  
**UNITED STATES BANKRUPTCY COURT**  
**EASTERN DISTRICT OF VIRGINIA**  
Richmond Division

**MAR 25 2010**  
**CLERK, U.S. DISTRICT COURT**  
**RICHMOND, VA**

In re Circuit City Stores, Inc.

Case No. 08-35653-KRH

Adv. Proceeding No. [Adversary Proceeding No.]

**Debtor(s) TRANSMITTAL OF MOTION FOR LEAVE TO APPEAL**

**TRANSMITTAL OF RECORD ON APPEAL TO DISTRICT COURT**

Pursuant to 28 U.S.C. 158, Notice of Appeal was filed herein on March 9, 2010.

The parties included in the Appeal to the District Court:

APPELLANT(S): Mitsubishi Digital Electronics America, Inc.

ATTORNEY: Philip C. Baxa of MercerTrigiani, LLP

16 South Second Street

Richmond, Virginia 23219

APPELLEE (S): Circuit City Stores, Inc.

ATTORNEY: Douglas M. Foley of McGuireWoods, LLP

One James Center, 901 East Cary Street

Richmond, Virginia 23219

Brief Description of Judgment/Order Appealed: Memorandum Opinion and Order (docket number 6228)

Date Judgment/Order Entered: January 6, 2010

1. Filing Fees: A. Notice of Appeal - Filing Fee \$5.00  Paid  Not Paid
- B. Appeal Docket Fee - \$250.00  Paid  Not Paid  Deferred. See attached Request
2.  Notice of Appeal, Order/Judgment, True Copy Teste of Docket Record, and Designation(s) [if any]
3.  No Designation of Record on Appeal filed (See Certification Below)
4.  Copies of items designated by Appellant/Appellee have/have not been submitted pursuant to FRBP 8006 and LBR 8006-1.

Date: March 25, 2010

WILLIAM C. REDDEN, Clerk of the Court  
By: /s/ Suzanne French SC, Deputy Clerk

**CERTIFICATION TO APPELLATE COURT**

It is hereby certified that the designation of record required by Federal Rule of Bankruptcy Procedure 8006 and Local Bankruptcy Rule 8006-1 has not been filed within 14 days after the filing of the notice of appeal.

WILLIAM C. REDDEN, Clerk of the Court  
By: \_\_\_\_\_, Deputy Clerk

District Clerk - Please complete and return second copy.

DISTRICT COURT CASE NUMBER 3/10cv202

Date 3/25/10

cc: Attorney for Appellant(s)  
Attorney for Appellee(s)

[apptrans ver. 12/09]